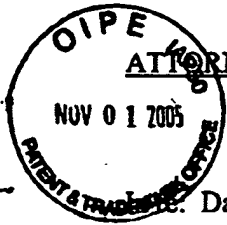


1202



**ATTORNEY DOCKET NO. 9537-3**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**David N. Ku  
Application Serial No.: 10/658,932  
Filed: September 9, 2003  
For: Flexible Spinal Disc**

**Confirmation No.: 3113  
Group Art Unit: 3738  
Examiner: Dave Willse**

**Date: November 1, 2005**

**Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**AMENDMENT AFTER FINAL ACTION  
WITH REQUEST FOR CONTINUED EXAMINATION**

**S/r:**

**This Amendment is responsive to the Final Official Action of August 1, 2005. Please amend the above-identified application as follows.**

**If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to Deposit Account No. 50-0220.**

**Amendments to the Claims are reflected in the listing of claims, which begin on page 2 of this document.**

**Remarks begin on page 12 of this document.**

Attorney Docket No.: 9537-3  
Application Serial No.: 10/658,932  
Filed: September 9, 2003  
Page 14 of 14

### CONCLUSION

Accordingly, Applicant submits that the present application is in condition for allowance and the same is earnestly solicited. The Examiner is encourage to telephone the undersigned at 919-854-1400 for resolution of any outstanding issues.

Respectfully submitted,



Julie H. Richardson  
Registration No. 40,142

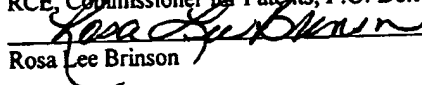
**USPTO Customer No. 20792**  
Myers Bigel Sibley & Sajovec  
Post Office Box 37428  
Raleigh, North Carolina 27627  
Telephone: 919/854-1400  
Facsimile: 919/854-1401

### CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR §1.10

"Express Mail" mailing label number: EV 675797341 US

Date of Deposit: November 1, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Rosa Lee Brinson

United States Patent and Trademark Office  
- Sales Receipt -

11/16/2005 SBRYCE 00000001 500220 10658932  
Sale Ref: 00000001 DA#: 500220 10658932  
01 FC:1202 1200.00 DA